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Chambers of Judge Davison

4/8/22

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

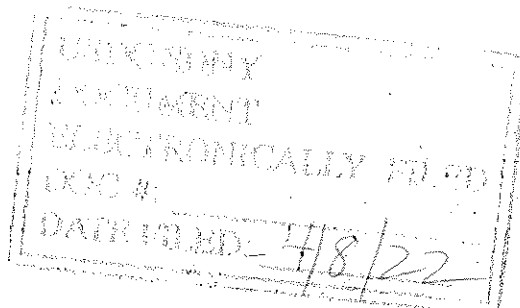
BURGESS,

Plaintiff,

- against -

COSTCO WHOLESALE CORP.,

Defendant.



**ORDER**

21 Civ. 5178 (PED)

PAUL E. DAVISON, U.S.M.J.:

By letter dated February 7, 2022, plaintiff's counsel, Bart Andrew Pittari, Esq., of the firm of Greenstein & Millbauer, LLP, filed a letter in the nature of a motion to be relieved pursuant to Local Civil Rule 1.4. [Dkt. 16.] The Court has not ruled on that motion.

This morning the Court conducted a previously-scheduled telephone conference. Although plaintiff's counsel has not been relieved, counsel did not call in to the conference, and Ms. Burgess participated *pro se*. During the conference, the Court indicated that Mr. Pittari's motion would be granted, and directed the parties, including plaintiff *pro se*, to resume discovery.

On further reflection, and based on Ms. Burgess's statements during the conference, the Court **VACATES** the Order directing the resumption of discovery and instead sets this matter down for an in-person hearing on Mr. Pittari's motion on **May 12, 2022, at 10:00 a.m.** in **Courtroom 420**. Mr. Pittari and Ms. Burgess are directed to appear.

Dated: April 8, 2022  
White Plains, New York

**SO ORDERED**

Paul E. Davison, U.S.M.J.